



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Volker HÄRLE *et al.*

Art Unit: To be assigned

Serial No.: 09/913,394

Examiner: To be assigned

Filing Date: 13 August, 2001

Atty Docket: P1999,0003USN

For: **Optical Semiconductor Device
Comprising a Multiple Quantum
Well Structure**

Client Ref.: Epp.024

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
United States Patent & Trademark Office
Washington, D.C. 20231

Sir:

Listed on accompanying form PTO/SB/08A are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§1.56, 1.97 and 1.98.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that an exhaustive search has been made, or that there does not exist information more material to the examination of the present patent application. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will review art of record in all 35 U.S.C. §120 priority documents.

- This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of the first Office Action on the merits. No certification or fee is required.

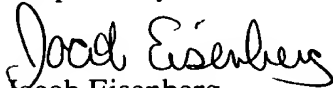
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- The document(s) was/were cited in a corresponding foreign application, international search report (copy enclosed), and/or within the US filed application.

It is respectfully requested that the Examiner initial and return a copy of the enclosed form and to indicate in the official file of this patent application that the documents have been considered.

The Patent and Trademark Office is invited to contact the undersigned for any reason which would expedite the handling of this matter. In the event that the Patent and Trademark Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No.: 501871** referencing docket no.: P1999,0003USN. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

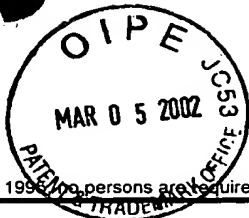
Respectfully submitted,



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Date: 17, February, 2002

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Approved for use through 10/31/2002. OMB 0651-0031

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

09/913,394

Filing Date

11/20/2000

First Named Inventor

Volker Harle

Group Art Unit

To be assigned

Examiner Name

To be assigned

Total Number of Pages in This Submission

162

Attorney Docket Number

P1999,0003USN

ENCLOSURES (check all that apply)

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under 37 CFR 1.52 or 1.53

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Date

17. February, 2002

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